

**CITY COUNCIL MEETING MINUTES**  
**Webster City, Iowa    December 15, 2008**

The City Council met in a regular Session at the City Hall, Webster City, Iowa, at 7:00 p.m. December 15, 2008 upon call of the mayor and the advance agenda. The meeting was called to order by Mayor Pro Tem Mark Gillette and roll being called there were present: Mark Gillette, Mayor Pro Tem in the chair and the following named Council Members: Janet Adams, Melissa Borer and Jerry Kloberdanz. Mayor Eugene C. Gray was absent.

It was moved by Kloberdanz and seconded by Adams to approve the agenda.

**ROLL CALL:**            Adams, Borer Gillette and Kloberdanz voting aye.

Mayor Pro Tem Mark Gillette led the Pledge of Allegiance.

**PETITIONS COMMUNICATIONS AND REQUESTS**

None brought forth.

**PUBLIC INFORMATION**

Pat Powers announced that Asbury United Methodist Church will be having their Christmas dinner at 6 p.m. Christmas night.

**MINUTES AND CLAIMS**

It was moved by Kloberdanz and seconded by Borer that the following motions and resolutions are approved and adopted as amended by correcting the minutes of December 1, 2008 as follows:

**“11.** *It was moved by **Borer** and seconded by **Gillette** that the Ethical Conduct Code for City Council Members be amended by changing language in section 9 item number 6 by requiring a majority vote of 4/5 to impose sanctions be approved.*

*ROLL CALL: Borer, Gillette, and Gray voting aye. Adams and Kloberdanz voting nay.”*

**ROLL CALL:**            Borer, Gillette, Kloberdanz and Adams voting aye.

1. That the corrected minutes of December 1, 2008 be approved.
2. That **Resolution No. 2008-157** on payroll for the period ending December 6, 2008 and paid on December 12, 2008 in the amount of \$127,821.27 be passed and adopted.
3. That **Resolution No. 2008-158** approving payment of bills in the amount of \$840,278.59 be passed and adopted.

**ROLL CALL:**            Gillette, Kloberdanz, Adams and Borer voting aye.

**GENERAL AGENDA**

1. It was moved by Borer and seconded by Kloberdanz that renewal of a Class B Native Wine Permit for the Wild Rose and renewal of a Class C Liquor License for TeeGee’s Bar and Grill be approved.

**ROLL CALL:** Kloberdanz, Adams, Borer and Gillette voting aye.

2. It was moved by Adams and seconded by Kloberdanz that the resignation of Robin Young from the Airport Commission be accepted and approved.

**ROLL CALL:** Adams, Borer, Gillette and Kloberdanz voting aye.

3. It was moved by Borer and seconded by Kloberdanz to appoint Mark Ferguson to the Webster City Airport Commission for the unexpired term ending May 10, 2010 be approved.

**ROLL CALL:** Borer, Gillette, Kloberdanz and Adams voting aye.

4. Council heard a presentation from the Webster City Hotel/Motel Tax Board on their recommendations for funding. The Board recommended funding for four projects.

Trail Enhancements – Cross Country Ski		
Snowshoe Trail Grooming	\$	6,860.00 requested
Hamilton County Grandstand Enhancement	25,000.00	“
Superior Street Banner System	5,830.00	“
Tourism Website	<u>4,000.00</u>	“
Total Requested	\$	41,690.00

It was moved by Adams and seconded by Kloberdanz that Hotel/Motel Tax Funding as requested be approved.

**ROLL CALL:** Adams, Borer, Gillette and Kloberdanz voting aye.

5. Council heard a presentation from Bill Greenley, Chairman of the Webster City Downtown SSMID. Greenley submitted a petition to establish the downtown SSMID district.

It was moved by Kloberdanz and seconded by Adams that **Resolution No. 2008-159** referring a Self-Supported Municipal Improvement District Petition to the City Planning and Zoning Commission for action be passed and adopted.

**ROLL CALL:** Borer, Gillette, Kloberdanz and Adams voting aye.

6. It was moved by Kloberdanz and seconded by Adams that an upgraded version of the Civic financial software for installation in the City Finance Office be approved.

**ROLL CALL:** Gillette, Kloberdanz, Adams and Borer voting aye.

7. It was moved by Borer and seconded by Kloberdanz that **Resolution No. 2008-160** authorizing the Mayor and City Clerk to enter into Grade Crossing Surface Repair Fund Agreements with the Iowa Department of Transportation and the Chicago, Central and Pacific Railroad Company, providing funds for rail/highway crossing surface repairs at the Second Street and at the Grove Street crossings be passed and adopted.

**ROLL CALL:** Kloberdanz, Adams, Borer and Gillette voting aye.

8. It was moved by Kloberdanz and seconded by Adams that the second reading of a proposed Ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by amending Chapter 162, Pertaining to Moving of Buildings be approved.

**ROLL CALL:** Adams, Borer, Gillette and Kloberdanz voting aye.

9. It was moved by Kloberdanz and seconded by Adams that the Second Reading of proposed Ordinance amending the City Code of the City of Webster City, Iowa, 1996, by replacing Chapter 111 of Title 3 Establishing New Rates to be charged for electrical energy sold by the City of Webster City be approved.

**ROLL CALL:** Borer, Gillette, Kloberdanz and Adams voting aye.

It was moved by Gillette and seconded by Adams that the Third Reading of a proposed Ordinance amending the City Code of the City of Webster City, Iowa, 1996, by replacing Chapter 111 of Title 3 Establishing New Rates to be charged for electrical energy sold by the City of Webster City **be waived**; and that Ordinance No. **2008-1688**, an Ordinance amending the City Code of the City of Webster City, Iowa, 1996, by replacing Chapter 111 of Title 3 Establishing New Rates to be charged for electrical energy sold by the City of Webster City be passed and adopted.

**ROLL CALL:** Gillette, Kloberdanz, Adams and Borer voting aye.

10. It was moved by Kloberdanz and seconded by Adams that the First Reading of proposed Ordinance establishing street grades on Red Bull Division Drive and unnamed street east of the Hamilton County Courthouse as provided for by Chapter 177 of the Municipal Code of the City of Webster City, Iowa, 1996 be approved.

**ROLL CALL:** Kloberdanz, Adams, Borer and Gillette voting aye.

11. It was moved by Borer and seconded by Adams authorizing entering into an Agreement with MIDAS Council of Governments to assist the City of Webster City with the HMGP (Hazard Mitigation Grant Program)Buy Out Program be approved.

**ROLL CALL:** Adams, Borer, Gillette and Kloberdanz voting aye.

## **REPORTS AND RECOMMENDATIONS**

It was moved by Adams and seconded by Kloberdanz that the following motions are approved:

1. That the Planning and Zoning Commission Report of December 3<sup>rd</sup>, 2008 be accepted and placed on file.
2. That the City Treasurer Report for November 2008 be accepted and placed on file.
3. That the Financial Report for November 2008 be accepted and placed on file.
4. That the year to date cash Utilities Report for all three utilities be accepted and placed on file.
5. That the City Managers Report for November 2008 be accepted and placed on file.

**ROLL CALL:** Adams, Borer, Gillette and Kloberdanz voting aye.

Councilman Kloberdanz gave an update on recent meeting he attended in relation to LOSST funds.

Councilwoman Adams gave an update on the Historical Committee.

It was moved by Kloberdanz and seconded by Adams that Council meet in closed session to discuss information relevant to the provision of electric service by the City Utility as per Iowa Code Chapters 21.5 a, 22.7 3 & 6, and 388.9 pertaining to confidential and competitive information in records.

**ROLL CALL:** Adams, Borer, Gillette and Kloberdanz voting aye.

The Council went into closed session at 7:41 p.m.

Council returned from closed session at 8:59 p.m.

It was moved by Kloberdanz and seconded by Adams that **Resolution No. 2008-161** authorizing further negotiations on a power supply contract be passed and adopted.

**ROLL CALL:** Adams, Borer, Gillette and Kloberdanz voting aye.

It was moved by Kloberdanz and seconded by Gillette that Council adjourn.

**ROLL CALL:** Borer, Gillette, Kloberdanz and Adams voting aye.

The Council stood adjourned at 9:01 p.m. .